IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.8794 OF 2003

Mr.S.S.Patwardhan for the Petitioners.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	CORAM: D.K.DESHMUKH, J.
	DATED: 14th September,2005

P.C.:

By the order impugned in the petition the trial court has permitted some of the Defendants to file their written statement. It was not an objection of the Petitioner that there is any prohibition in law preventing the trial court from permitting the Defendant to file written statement. The only submission advanced before me was that the reason that was given for not filing the written statement is incorrect and false. In my opinion, even assuming that

the reason in the application is not correct, considering that the consequence of the order is granting an opportunity to some of the Defendants to file written statement, it would not be appropriate for the writ court to entertain the writ petition at this stage. Petition is, therefore, rejected.

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